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March 12, 2008

TO: USPTO

ATTN: Examiner Nancy Bitar

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FROM: Luminita A. Todor

RE: Interview Request for March 14, 2008

YOUR REFERENCE: FJ03-010-US

OUR DOCKET: 1448.1050

NO. OF PAGES (Including this Cover Sheet) 3

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L Todor

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NO. 0951 P. 2

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APPLICANT INITIATED INTERVIEW REQUEST FORM

Application No.: 10/765,902

First Named Applicant: Kiyoshi KOHIYAMA, et al.

Examiner: BITAR, NANCY

Art Unit: 2624

Status of Application:

Tentative Participants:

(1) Luminita A. Todor

(2) Examiner Nancy Bitar

(3) _____

(4) _____

Proposed Date of Interview: Friday March 14, 2008

Proposed Time: 2pm

Type of Interview Requested:

(1) ☐ Telephonic

(2) ☒ Personal

(3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☐ NO

If yes, provide brief description:

ISSUES TO BE DISCUSSED

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>102</u>	<u>1</u>	<u>USPN 6957350</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) <u>103</u>	<u>4</u>	<u>USPN 6957350</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<u>USPN 6236727</u>			

☒ Continuation Sheet Attached

Brief Description of Arguments to be Presented:

1. USPN 6957350 (Demos) does not teach an apparatus for creating an image processing program. Applicants have previously argued that Demos discloses on a watermark being inserted into video data at the time of encryption and not to inserting a watermarking program into a processing program. Applicant representative wishes to clarify this distinction and proposes additions to the claim language in order to remove the apparent confusion.

NOTE:

This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01). This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.


Luminita A. Todor, 57639

(Examiner/SPE Signature)

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

2. USPN 6236727 (Ciacelli) does not teach or suggest that the electronic watermark data include a unique number of a tamper resistant module which is an image processing apparatus that executes the image processing program, and that the unique number is encrypted by a unique encryption key of the tamper resistant module. Ciacelli discloses the use of "a tamper resistance algorithm" but the features recited in claim 4 are not rendered obvious by Ciacelli's disclosure.
3. Applicants propose the following amended claim 1 and expect that the interview will clarify whether in light of the arguments this amended claim patentably distinguishes over the cited prior art.

1. (CURRENTLY AMENDED) An apparatus for creating an image processing program, comprising:

a program selecting unit that selects at least one watermarking program from among a plurality of watermarking programs for inserting electronic watermark data into moving image data that are encrypted, compressed, or both encrypted and compressed;

an area selecting unit that selects at least one area for inserting the selected program from among a plurality of areas in a processing program that performs decrypting, expanding, or both decrypting and expanding the moving image data; and

a program inserting unit that generates an image processing program that performs watermarking besides decrypting, expanding, or both decrypting and expanding the moving image data, by inserting inserts the watermarking program selected into the area of the processing program selected by the area selecting unit, wherein the electronic watermark data include a unique number of a tamper resistant module which is an image processing apparatus that executes the image processing program, and the unique number is encrypted by a unique encryption key of the tamper resistant module.